

REMARKS

In this Amendment, Applicants cancel claims 27-34 without prejudice or disclaimer of the subject matter of those claims. Applicants reserve the right to prosecute the subject matter of claims 27-34 in a subsequent patent application. Claims 1-26 and 35 remain pending.

With respect to the Office Action, the Examiner rejected claims 27-30 and 32-34 under 35 U.S.C. § 112, first paragraph, as allegedly failing to comply with the written description requirement; rejected claims 27-30 and 32-34 under 35 U.S.C. § 112, first paragraph, as allegedly failing to comply with the enablement requirement; rejected claim 31 under 35 U.S.C. § 101 because the claimed invention is allegedly directed to non-statutory subject matter; and indicated that claims 1-26 and 35 were allowable.

Applicants address these rejections below.

I. REJECTIONS UNDER 35 U.S.C. § 112, FIRST PARAGRAPH

Claims 27-30 and 32-34 stand rejected under 35 U.S.C. 112, first paragraph, as allegedly failing to comply with the written description requirement. (Office Action, page 2.) Solely to facilitate allowance and without acquiescing in the rejection, Applicants cancel claims 27-30 and 32-34. Applicants submit that the rejection of claims 27-30 and 32-34 has now been rendered moot. Applicants therefore request that the Examiner withdraw this rejection of claims 27-30 and 32-34 under 35 U.S.C. § 112, first paragraph.

Claims 27-30 and 32-34 stand rejected under 35 U.S.C. 112, first paragraph, as allegedly failing to provide enablement for treating any disease. (Office Action, pages 2-7.) Solely to facilitate allowance and without acquiescing in the rejection, Applicants

claims 27-30 and 32-34. Applicants submit that the rejection of claims 27-30 and 32-34 has now been rendered moot. Applicants therefore request that the Examiner withdraw this rejection of claims 27-30 and 32-34 under 35 U.S.C. § 112, first paragraph.

Claims 27-30 and 32-34 stand rejected under 35 U.S.C. 112, first paragraph, as allegedly failing to provide enablement for preventing diseases. (Office Action, pages 7-9.) Solely to facilitate allowance and without acquiescing in the rejection, Applicants cancel claims 27-30 and 32-34. Applicants submit that the rejection of claims 27-30 and 32-34 has now been rendered moot. Applicants therefore request that the Examiner withdraw this rejection of claims 27-30 and 32-34 under 35 U.S.C. § 112, first paragraph.

II. REJECTION UNDER 35 U.S.C. § 101

Claim 31 stands rejected under 35 U.S.C. 101 because the claimed invention is allegedly directed to non-statutory subject matter. (Office Action, page 9.) Solely to facilitate allowance and without acquiescing in the rejection, Applicants cancel claim 31. Applicants submit that the rejection of claim 31 has now been rendered moot. Applicants therefore request that the Examiner withdraw this rejection of claim 31 under 35 U.S.C. § 101.

III. CONCLUSION

Applicants respectfully submit that claims 1-26 and 35 are in condition for allowance, as indicated by the Examiner at page 9 of the Office Action.

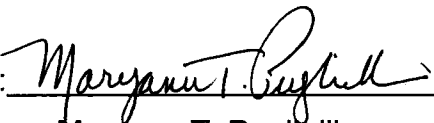
In view of the foregoing amendments and remarks, Applicants respectfully request reconsideration and reexamination of this application and the timely allowance of claims 1-26 and 35.

Please grant any extensions of time required to enter this response and charge any additional required fees to Deposit Account No. 06-0916.

Respectfully submitted,

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